IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

HITUL GANDHI, individually and)
on behalf of a class of others similarly)
situated,)
)
Plaintiffs,)
)
v.) Case No.: 08-CV-0248 LY
DELL INC and)
DELL, INC. and)
DELL MARKETING USA, L.P.)
)
Defendants.)

NOTICE OF FILING CONSENTS TO BECOME PARTY PLAINTIFFS

PLEASE BE ON NOTICE, that Plaintiffs hereby file Consent to Become a Party Plaintiff forms, attached hereto as Exhibit A, for the following individual class members:

- 1. Marilyn Phillips
- 2. Ryan Phillips
- 3. Darryl Rowton

DATED: December 14, 2009 Respectfully submitted,

STUEVE SIEGEL HANSON LLP

/s/ George A. Hanson

George A. Hanson (admitted pro hac vice)

460 Nichols Rd, Suite 200 Kansas City, Missouri 64112

Tel: 816-714-7100 Fax: 816-714-7101 J. Derek Braziel
Texas Bar No. 00793380
Meredith Black-Matthews
Texas Bar No. 24055180
LEE & BRAZIEL, LLP
1801 North Lamar Street, Suite 324
Dallas, Texas 75202

Tel: (214) 749-1400 Fax: (214) 749-1010

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

The undersigned hereby certifies on December 14, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

Jeffrey C. Londa

E-mail: jeffrey.londa@ogletreedeakins.com

OGLETREE DEAKINS NASH SMOAK & STEWART, P.C.

500 Dallas Street, Suite 3000 Houston, Texas 77002-4709

Tel: (713) 655-0855 Fax: (713) 655-0020

Michael W. Fox

E-mail: michael.fox@ogletreedeakins.com

OGLETREE DEAKINS NASH SMOAK & STEWART, P.C.

301 Congress Avenue, Suite 1250

Austin, Texas 78701 Tel: (512) 344-4711 Fax: (512) 344-4701

ATTORNEYS FOR DELL INC. and DELL MARKETING USA, L.P.

/s/ George A. Hanson
Attorney for Plaintiffs

SSH 0642-104236 2